IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.2446 OF 2004

M/s. Nimbus Communications Ltd., ...Petitioner.

Versus

Union of India & Ors. ....Respondents.

....

Dr.Virendra Tuljapurkar, Sr.Counsel with Ms.Mosam Mody i/b Anil Menon, Advocate for the Petitioner.

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CORAM : **F.I.REBELLO AND SMT.V.K.TAHILRAMANI,JJ.**

DATED : **JUNE 20, 2006.**

P.C.:

. In view of the judgment of the Apex Court in the case of **M/s.S.B.P. & Co. Vs. M/s.Patel Engineering Ltd., & Anr.**, reported in **AIR 2006 SUPREME COURT 450**, the challenge under section 11 of the Arbitration and Conciliation Act lies to the Apex Court only. In view of this, it is open to the petitioner to move the Apex Court. With the above observation, the Petition stands disposed of.

[F.I.REBELLO,J.]

[SMT.V.K.TAHILRAMANI,J.]